

REMARKS

This application has been reviewed in light of the Office Action dated January 2, 2008. Claims 1, 3-9, 12, 13 and 17-23 are presented for examination, of which Claims 1, 9, 17 and 23 are in independent form. Claims 2 and 10 have been canceled, and their recitations incorporated into their respective base Claims 1 and 10; these actions are taken without prejudice or disclaimer of subject matter. Original Claims 3 and 11 have been rewritten as new Claims 17 and 23, respectively, and dependent Claims 18-22, similar to original Claims 4-8 but dependent from Claim 17, have also been added. In addition, Claims 14-16 have been canceled without prejudice or disclaimer of subject matter, and will not be mentioned further. Favorable reconsideration is requested.

In the Office Action, Claims 1, 3-9, 12 and 13 were rejected under 35 U.S.C. § 112, second paragraph, as being indefinite. The claims have been carefully reviewed and amended as deemed necessary to ensure that they conform fully to the requirements of Section 112, second paragraph, with special attention to the points raised in the Office Action. It is believed that the rejection under Section 112, second paragraph, has been obviated, and its withdrawal is therefore respectfully requested.

Applicant notes with appreciation the indication that Claims 2, 3, 10 and 11 would be allowable if rewritten so as not to depend from a rejected claim, and with no change in scope. Since these claims have been so rewritten (by having their language incorporated into their base claims, in the case of Claims 2 and 10), they are now believed to be in condition for allowance.

In view of the foregoing amendments and remarks, Applicant respectfully requests favorable reconsideration and allowance of the present application.

Applicant's undersigned attorney may be reached in our New York Office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address listed below.

Respectfully submitted,

/Leonard P Diana/
Leonard P. Diana
Attorney for Applicant
Registration No. 29,296

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

FCHS_WS 2128976v1